

106TH CONGRESS  
1ST SESSION

# S. 1331

To give Lincoln County, Nevada, the right to purchase at fair market value certain public land in the county.

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## IN THE SENATE OF THE UNITED STATES

JULY 1, 1999

Mr. REID introduced the following bill; which was read twice and referred to the Committee on Energy and Natural Resources

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## A BILL

To give Lincoln County, Nevada, the right to purchase at fair market value certain public land in the county.

1       *Be it enacted by the Senate and House of Representa-*  
2       *tives of the United States of America in Congress assembled,*

3       **SECTION 1. SHORT TITLE.**

4       This Act may be cited as the “Lincoln County Land  
5       Act of 1999”.

6       **SEC. 2. SALE OF PUBLIC LAND.**

7       (a) RIGHT TO PURCHASE.—For a period of 10 years  
8       after the date of enactment of this Act, Lincoln County,  
9       Nevada, shall have the exclusive right to purchase the par-  
10      cels of public land described in subsection (b).

1 (b) LAND DESCRIPTION.—The parcels of public land  
 2 referred to in subsection (a) are the following parcels in  
 3 T. 12 S., R. 71 E., Mount Diablo Meridian, Nevada:

4 (1) Sec. 16: NW  $\frac{1}{4}$  SW  $\frac{1}{4}$ , S  $\frac{1}{2}$  SW  $\frac{1}{4}$ , SE  
 5  $\frac{1}{4}$ .

6 (2) Sec. 17: SW  $\frac{1}{4}$ , W  $\frac{1}{2}$  SE  $\frac{1}{4}$ , SE  $\frac{1}{4}$  SE  
 7  $\frac{1}{4}$ .

8 (3) Sec. 18: SE  $\frac{1}{4}$ .

9 (4) Sec. 19: E  $\frac{1}{2}$ .

10 (5) Sec. 20.

11 (6) Sec. 21: W  $\frac{1}{2}$ .

12 (7) Sec. 28: W  $\frac{1}{2}$ .

13 (8) Sec. 29.

14 (9) Sec. 30: E  $\frac{1}{2}$ .

15 (10) Sec. 31: E  $\frac{1}{2}$ .

16 (11) Sec. 32.

17 (12) Sec. 33: W  $\frac{1}{2}$ , SE  $\frac{1}{4}$ .

18 (13) Sec. 34: S  $\frac{1}{2}$ .

19 (c) NOTIFICATION.—Not later than 180 days after  
 20 the date of enactment of this Act, Lincoln County, Ne-  
 21 vada, shall notify the Secretary of the Interior which of  
 22 the parcels of public land described in subsection (b) the  
 23 county intends to purchase.

24 (d) TERMS AND CONDITIONS OF SALE.—All sales of  
 25 public land under this section—

1 (1) shall be subject to valid existing rights; and

2 (2) shall be made for fair market value, as de-  
3 termined by the Secretary.

4 (e) CONVEYANCE.—Not later than 1 year after re-  
5 ceiving notification by Lincoln County that the county  
6 wishes to proceed with a purchase under subsection (a),  
7 the Secretary of the Interior shall convey to Lincoln Coun-  
8 ty the parcels of land selected for purchase.

9 (f) WITHDRAWAL.—Subject to valid existing rights,  
10 until the date that is 10 years after the date of enactment  
11 of this Act, the public land described in subsection (b) is  
12 withdrawn from all forms of entry and appropriation  
13 under the public land laws, including the mining laws, and  
14 from operation of the mineral leasing and geothermal leas-  
15 ing laws.

16 **SEC. 3. DISPOSITION OF PROCEEDS.**

17 (a) LAND SALES.—Of the gross proceeds of sales of  
18 land under this Act in a fiscal year—

19 (1) 5 percent shall be paid directly to the State  
20 of Nevada for use in the general education program  
21 of the State;

22 (2) 10 percent shall be returned to Lincoln  
23 County for use as determined through normal coun-  
24 ty budgeting procedures, with emphasis given to  
25 support of schools, of which no amount may be used

1 in support of litigation against the Federal Govern-  
 2 ment; and

3 (3) the remainder shall be deposited in a special  
 4 account in the Treasury of the United States (re-  
 5 ferred to in this section as the “special account”) for  
 6 use as provided in subsection (b).

7 (b) AVAILABILITY OF SPECIAL ACCOUNT.—

8 (1) IN GENERAL.—Amounts in the special ac-  
 9 count (including amounts earned as interest under  
 10 paragraph (3)) shall be available to the Secretary of  
 11 the Interior, without further Act of appropriation,  
 12 and shall remain available until expended, for—

13 (A) the cost of acquisition of environ-  
 14 mentally sensitive land or interests in such land  
 15 in the State of Nevada, with priority given to  
 16 land outside Clark County;

17 (B) development of a multispecies habitat  
 18 conservation plan in Lincoln County, Nevada;  
 19 and

20 (C) reimbursement of costs incurred by the  
 21 Bureau of Land Management in preparing sales  
 22 under this Act, or other authorized land sales  
 23 or exchanges within Lincoln County, Nevada,  
 24 including the costs of land boundary surveys,  
 25 compliance with the National Environmental

1 Policy Act of 1969 (42 U.S.C. 4321 et seq.),  
2 appraisals, environmental and cultural clear-  
3 ances, and any public notice.

4 (2) ACQUISITION FROM WILLING SELLERS.—An  
5 acquisition under paragraph (1)(A) shall be made  
6 only from a willing seller and after consultation with  
7 the State of Nevada and units of local government  
8 under the jurisdiction of which the environmentally  
9 sensitive land is located.

10 (3) INTEREST.—Amounts in the special account  
11 shall earn interest in the amount determined by the  
12 Secretary of Treasury on the basis of current aver-  
13 age market yield on outstanding marketable obliga-  
14 tions of the United States of comparable maturities.

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